



BOARD OF COUNTY COMMISSIONERS

301 South Monroe Street
Tallahassee, Florida 32301
(850) 488-4710

July 20, 2004

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At-Large

PARVEZ ALAM
County Administrator
(850) 488-9962

HERBERT W.A. THIELE
County Attorney
(850) 487-1008

Lake Talquin Water Company, Inc.
Post Office Box 15543
Tallahassee, Florida 32317-5543

Dear Sirs:

It has come to the attention of Leon County that you have notified certain of your utility customers on Tomberlin Road in the unincorporated area of Leon County that you intend to terminate your utility operation (potable water service) that your company is providing to the customers on Tomberlin Road within a franchise area granted to you from Leon County.

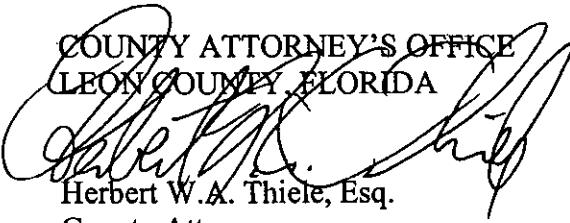
Although we have received a copy of your June 10, 2004, correspondence to the customers on Tomberlin Road, as of this date, we have not received any communications to Leon County from you with regard to your intent.

Please be advised that water utilities such as these are not only governed by the franchise by Leon County, but also by Chapter 367, Florida Statutes (2003). Specifically, Section 367.165, Florida Statutes, requires that an entity which owns a utility must give the governing authority (Leon County) sixty (60) days' written notice before such provider may attempt to abandon a "utility." As of this date, Leon County has not received such a notice. Be further advised that there are certain penalties contained in the Florida Statutes for failure to comply with these provisions.

The purpose of this letter is to advise you that we have not received any notice from your company to Leon County, and further, to inquire as to your intent with regard to the service to the water customers on Tomberlin Road. Your response to this inquiry would be appreciated.

Sincerely yours,

COUNTY ATTORNEY'S OFFICE
LEON COUNTY, FLORIDA


Herbert W.A. Thiele, Esq.
County Attorney

cc: Parvez Alam, County Administrator
Tony Park, Director of Public Works
Joe Brown, Director of Engineering Services & Design

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